



सत्यमेव जयते

# The Gujarat Government Gazette

## EXTRAORDINARY

### PUBLISHED BY AUTHORITY

Vol. LXIV ]

TUESDAY, MARCH 14, 2023 / PHALGUNA 22, 1944

Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

#### PART IV-C

**Statutory Rules and Orders (Other than those published in Parts I, I-A and I-L)  
made by Statutory Authorities other than the Government of Gujarat  
including those made by the Government of India, the High Courts, the  
Director of Municipalities, the Commissioner of Police, the Director of  
Prohibition and Excise, the District Magistrates and the Election  
Commission, Election Tribunals, Returning Officers and other  
authorities under the Election Commission.**

#### ELECTION COMMISSION OF INDIA

Nirvachan Sadan, Ashoka Road, New Delhi-110001

Dated: 27<sup>th</sup> February, 2023

08 Phalguna, 1944 (Saka).

#### NOTIFICATION

**No. 82/GJ-LA/(17/2018)/2023:-** In pursuance of Section 106 of the representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the Judgment order dated 02.12.2022 of the High Court of Gujarat at Ahmedabad in the Election Petition No.17 of 2018 (Sulemanbhai) Mushabhai Patel Vs. District Supply Officer Bharuch cum Returning Officer).

(HERE PRINT THE ORDER ATTACHED)

By Order,

**JAYDEB LAHIRI,**  
SECRETARY.

**भारत निर्वाचन आयोग**  
निर्वाचन सदन, अशोक रोड, नई दिल्ली - 110 001

तारीख: 27 फरवरी 2023

08 फाल्गुन, 1944(शक)

**अधिसूचना**

सं.: 82/गुज०-वि०स०/(17/2018)/2023- लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, भारत निर्वाचन आयोग, 2018 की निर्वाचन याचिका सं. 17 में अहमदाबाद में गुजरात उच्च न्यायालय के दिनांक 02.12.2022 के निर्णय/आदेश को एतद्वारा प्रकाशित करता है। (सुलेमनभाई मुशाभाई पटेल विरुद्ध डिस्ट्रिक्ट सप्लाई अफसर भरुच व रिटर्निंग अफसर)

(संलग्न निर्णय/ आदेश यहाँ छापें)

आदेश से,

जयदेव लाहिड़ी,

सचिव

भारत निर्वाचन आयोग

FINAL WRIT - OJ

R EP 17 2018

Despatch No.:

Date: 07.12.2022

29/12/2022

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G. A. D.  
Inward No. 4740  
13 DEC 2022  
Branch

TO BE RETURNED TO THIS COURT DELIVERED/TO BE SERVED UPON

Petitioner(s) / Respondent(s)

Addressee - 1

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

(ORIGINAL JURISDICTION)

R/ELECTION PETITION NO. 17 OF 2018

(Converted from EP/163/2018 dated 08/02/2018)

SULEMANBHAI MUSABHAI PATEL S/O MUSABHAI PATEL ---- Petitioner(s)  
V/SDISTRICT SUPPLY OFFICER BHARUCH CUM RETURNING OFFICER, & 10 ----  
Respondent (s)

To,

- |   |  |   |   |
|---|--|---|---|
| 1 | SULEMANBHAI MUSABHAI PATEL S/O<br>MUSABHAI PATEL<br>MANDIR FALIYA, JOLVA, DIST<br>BHARUCH                                | 1 | DISTRICT SUPPLY OFFICER<br>BHARUCH CUM RETURNING<br>OFFICER,<br>DELETED AS PER HONOURBLE<br>COURTS ORDER DATED 05/04/2019 IN<br>EA 35/2018. |
| 2 | ELECTION COMMISSION OF INDIA<br>DELETED AS PER HONOURABLE<br>COURTS ORDER 05/04/2019 IN EA<br>35/2018.                   | 3 | ARUNSINH AJITSINH RANA S/O<br>AJITSINH RANA<br>413 STATION FALIYA, AMLESHWAR<br>DIST BHARUCH  |
| 4 | ALTAFKHAN DAUDKHAN PATHAN S/O<br>DAUDKHAN PATHAN<br>218 VATA VISTAR JUNI NISHAL<br>FALIYA BUVA, TA AMOD, DIST<br>BHARUCH | 5 | RAJESHBHAI DHARAMDAS ARYA S/O<br>DHARAMDAS ARYA<br>JUNA BHILVADA, VILLAGE TRALASI<br>POST MAHUDHALATA DIST BHARUCH                          |
| 6 | MAHENDRA BABUBHAI SOLANKI S/O<br>BABUBHAI SOLANKI<br>A/919 B/H KASAK POLICE CHOWKY<br>KASAK BHARUCH                      | 7 | JAVIDBHAI YAKUBBHAI UGHARADAR<br>S/O YAKUBBHAI UGHARADAR<br>DOODH DAIRY STREET SITARON TA<br>DIST BHARUCH                                   |
| 8 | BASHIR ISMAIL KIDIWALA S/O ISMAIL<br>KIDIWALA<br>KIDIWALA STREET DAYADARA TA<br>DIST BHARUCH                             | 9 | GULAMBHAI VALIBHAI SABUWALA<br>S/O VALIBHAI SABUWALA<br>7 JIVA STREET DAYADARA TA DIST<br>BHARUCH   |

50/mul.  
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17/12

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17/12/22

(25)

FINAL WRIT - OJ

R/EP/17/2018

10 FATESANGBHAI RAYSANGBHAI  
GOHIL S/O RAYSANGBHAI GOHIL  
1-74 RAYSANG BHARMAL FALIYA  
Post- RAHIYAD TA VAGRA DIST BHARUCH

11 ASHRAF JAVID MUSABHAI  
GHASWALA S/O MUSABHAI  
GHASWALA  
FAIZ COLONY, NABIPUR, TA DIST  
BHARUCH

To,

1/- THE UNDER SECRETARY  
(ELECTION)  
OFFICE OF THE CHIEF  
ELECTORAL OFFICER,  
GENERAL ADMINISTRATOR  
DEPARTMENT (ELECTION  
DIVISION

2 - HONOURABLE SPEAKER,  
GUJARAT LEGISLATIVE  
ASSEMBLY,  
GANDHINAGAR

SARDAR BHAVAN, BLOCK NO.  
7, 2ND FLOOR SACHIVALAYA,  
GANDHINAGAR

WHEREAS the above ELECTION PETITION of the Petitioner(s) presented to the High Court OF Gujarat at Ahmedabad on 23/01/2018 praying in para

9. (A) Declare para 5 of the Press Note, bearing No. ECI/PN/80/2017, dated 25.10.2017, issued by the Election Commission of India (Respondent No. 2), providing for the verification of votes of only one EVM with VVPAT per constituency, as void ab initio and non est in the eyes of law;

AND WHEREAS Upon Hearing

NOTICE SERVED(4) for the RESPONDENT(s) No. 4 - 11

DELETED(20) for the RESPONDENT(s) No. 1 - 2

KSHITIJ M AMIN(7572) as ADVOCATE for the Respondent(s) No. 3

RAHUL SHARMA(8276) as ADVOCATE for the Petitioner(s) No. 1

The Hon'ble court has passed the following order

CORAM:HONOURABLE MR. JUSTICE A.J.DESAI

Date : 02/12/2022

ORAL ORDER

"By way of present petition under Sections 80 and 81 read with Section 100 of the Representation of Peoples Act, 1951, the petitioner has prayed as under:

"A. Declare para 5 of the Press Note, bearing No.ECI/

FINAL WRIT - OJ

R/EP/17/2018

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EX/SC/2017, dated 25.10.2017, issued by the Election Commission of India (Respondent No.2), providing the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;

.....  
In view of the above development, present election petition would not survive and is accordingly disposed of. Notice of summons is discharged."

(A copy of oral order dated 02/12/2022 is enclosed herewith)

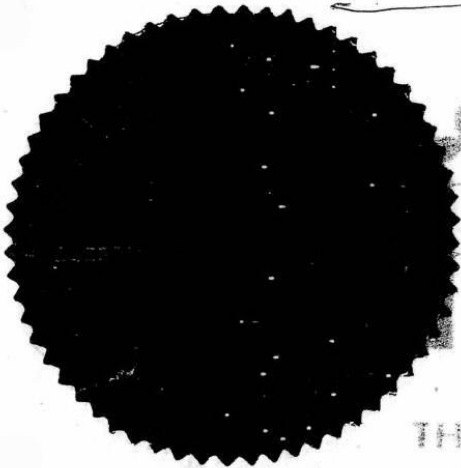
Order Accordingly.....

Witness ARAVIND KUMAR, Esquire the CHIEF JUSTICE at Ahmedabad aforesaid this 02nd day of December, 2022

By the Court

DEPUTY/ASSISTANT REGISTRAR

This 02 Day Of December, 2022



મહત્વમાન જગત્ર  
THE HIGH COURT  
OF GUJARAT

C/EP/17/2018

ORDER DATED: 02/12/2022

## IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

## R/ELECTION PETITION NO. 17 of 2018

SULEMANBHAI MUSABHAI PATEL S/O MUSABHAI PATEL  
Versus  
DISTRICT SUPPLY OFFICER BHARUCH CUM RETURNING OFFICER, & 10  
other(s)

## Appearance:

RAHUL SHARMA(8276) for the Petitioner(s) No. 1  
DELETED for the Respondent(s) No. 1,2  
MR KSHITIJ M AMIN(7572) for the Respondent(s) No. 3  
NOTICE SERVED for the Respondent(s) No. 10,11,4,5,6,7,8,9

CORAM: HONOURABLE MR. JUSTICE A.J.DESAI

Date: 02/12/2022  
ORAL ORDER

By way of present petition under Sections 80 and 81 read with Section 100 of the Representation of Peoples Act, 1951, the petitioner has prayed as under:

*"A. Declare para 5 of the Press Note, bearing No.ECI/PN/80/2017, dated 25.10.2017, issued by the Election Commission of India (Respondent No.2), providing the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;*

*B. Declare the Press Note, bearing No.ECI/PN/90/2017, dated 08.12.2017, issued by the Election Commission of India (Respondent No.2), providing for the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;*

*C. Set aside the election of Respondent No.3 (three) to the Gujarat Legislative Assembly at the elections*

C/EP/17/2018

ORDER DATED: 02/12/2022

held in December, 2017, results of which were declared on 18.12.2017 (Eighteenth December Two Thousand Seventeen);

D. Allow the petitioner to apply to Respondent No.1 for counting of votes polled through Voter Verifiable Paper Audit Trail (VVPAT) for all or any EVM as per Rule 56D of the Conduct of Election Rules, 1961, and further direct Respondent No.1 to take further action on the application as per Rule 56D of the Conduct of Election Rules, 1961, including the declaration of the returning candidate by considering the votes counted through the VVPATs;

E. Direct the Respondents to provide to the petitioner a copy of the log of the Control Units of the EVMS deployed at the 197 polling booths in 151 - Vagra Legislative Assembly Constituency;

F. By way of interim relief, direct the Respondents to preserve all election-related records, including the printed slips from VVPATs and electronic records, till the disposal of this petition;

During the pendency of the present petition, the election of Gujarat Legislative Assembly for Vagra Constituency has concluded on 01.12.2022.

In view of the above development, present election petition would not survive and is accordingly disposed of. Notice of summons is discharged.

sd/-  
(A.J. DESAI, J.)

Ajay

**ELECTION COMMISSION OF INDIA****Nirvachan Sadan, Ashoka Road, New Delhi-110001**Dated: 27<sup>th</sup> February, 2023

08 Phalgun, 1944 (Saka)

**NOTIFICATION**

No. 82/GJ-LA/(19/2018)/2023 - In pursuance of Section 106 of the representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the Judgment order dated 02.12.2022 of the High Court of Gujarat at Ahmedabad in the Election Petition No. 19 of 2018 (Siddharth Chimanbhai patel Vs. Sub Division Officer cum Returning Officer).

(HERE PRINT THE ORDER ATTACHED)

By order,

**JAYDEB LAHIRI****SECRETARY****ELECTION COMMISSION OF INDIA**



## भारत निर्वाचन आयोग

निर्वाचन सदन, अशोक रोड, नई दिल्ली – 110 001

तारीख: 27 फरवरी, 2023

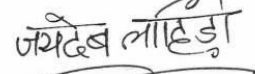
08 फाल्गुन, 1944(शक)

### अधिसूचना

सं.: 82/गुज०-वि०स०/(19/2018)/2023- लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, भारत निर्वाचन आयोग, 2018 की निर्वाचन याचिका सं. 19 में अहमदाबाद में गुजरात उच्च न्यायालय के दिनांक 02.12.2022 के निर्णय/आदेश को एतद्वारा प्रकाशित करता है। (सिद्धार्थ चिमनभाई पटेल विरुद्ध सब डिवीज़न अधिकारी व रिटर्निंग ऑफिसर)

(संलग्न निर्णय/ आदेश यहाँ छापें)

आदेश से,



जयदेब लाहिरी

सचिव

भारत निर्वाचन आयोग

Leaspach No.: 07/241755/2022  
Date: 07.12.2022

~~TO BE RETURNED TO THIS COURT DULYSERVED/TO BE SERVED UPON~~  
Petitioner(s)/Respondent(s) Addressee - 1

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

(ORIGINAL JURISDICTION)

R/ELECTION PETITION NO. 19 OF 2018  
(Converted from EP/202/2018 dated 08/02/2018)

G. A. D.

Inward No. 6042

27 DEC 2022

SIDDHARTH CHIMANBHAI PATEL S/O. CHIMANBHAI PATEL

Petitioner(s)

V/S

SUB DIVISION OFFICER, DABHOI CUM RETURNING OFFICER

Respondent(s)

To,

- |   |  |   |   |
|---|--|---|---|
| 1 | SIDDHARTH CHIMANBHAI PATEL S/O. CHIMANBHAI PATEL<br>24, PUNJIBA PARK SOCIETY, DABHOI,<br>VADODARA                                    | 1 | SUB DIVISION OFFICER, DABHOI CUM<br>RETURNING OFFICER<br>Deleted as per Honourable Court Order<br>dtd. 05/04/2019 in EA 38 of 2018                        |
| 2 | ELECTION COMMISSION OF INDIA<br>Deleted as per Honourable Court Order<br>dtd. 05/04/2019 in EA 38 of 2018                            | 3 | SHAILESHBHAI KANAIALAL MEHTA<br>S/O. KANAIALAL MEHTA<br>4, KAILASH SOCIETY, VAGHODIYA<br>ROAD, VADODARA   |
| 4 | MADHUSUDAN MOHANBHAI ROHIT<br>S/O. MOHANBHAI ROHIT<br>DR. AMBEDKAR MOHALLA, POST<br>PIPALSAT, TAL. SANKHEDA, DIST.<br>.CHHOTA UDEPUR | 5 | KISHORBHAI NAGJIBHAI<br>PATANVADIYA S/O. NAGJIBHAI<br>PATANVADIYA<br>NR. MELADI MATAJI MANDIR,<br>NAVAPURA, POST BHILAPURA, TAL.<br>DABHOI DIST. VADODARA |
| 6 | ASHVINBHAI ANTOLBHAI PATEL S/O.<br>ANTOLBHAI PATEL<br>LINGSTHALI, TAL. DABHOI DIST.<br>VADODARA                                      | 7 | ANILBHAI KANUBHAI VANKAR SO./<br>KANUBHAI VANKAR<br>VANKARVAAS, POST RUVAND, TAL.<br>VADODARA, DIST. VADODARA   |
| 8 | ARUNABEN SOMABHAI GOHIL D/O.<br>SOMABHAI GOHIL<br>31/C, PRABHUDAS PARK, THARVASA<br>CHOWKDI, BY PASS TILAKVADA                       | 9 | CHANDUBHAI HARGOVINDBHAI<br>BHATIYA S/O. HARGOVINDBHAI<br>BHATIYA<br>36/A, YAMUNA NAGAR SOCIETY,  |

E. Pral.  
D  
12/12

D. K. Kulkarni  
30/12

31/12/22  
30/12/22

FINAL WRIT - OJ

R/EP/19/2018



ROAD, DABHOI DIST. VADODARA

TILKAVADI ROAD, DABHOI  
VADODARA

10 NAVINBHAI HIMANTBHAI RAI S/O.  
HIMANTBHAI RAI  
CHHATRAL, TAL. DABHOI DIST.  
VADODARA

11 RAKESH HARILAL VASAVA S/O.  
HARILAL VASAVA  
NAVI VASAHAT, NR. LAXMI STUDIO,  
OPP. LAKULESH -1, AJWA ROAD,  
VADODARA

To,

1 THE UNDER SECRETARY  
(ELECTION)

2 - HONOURABLE SPEAKER  
GUJARAT LEGISLATIVE  
ASSEMBLY  
GANDHINAGAR

OFFICE OF THE CHIEF

ELECTORAL OFFICER,

GENERAL ADMINISTRATOR

DEPARTMENT (ELECTION

DIVISION), SARDAR BHAVAN,

BLOCK NO 7, 2ND FLOOR,

SACHIVALAYA

GANDHINAGAR

WHEREAS the above ELECTION PETITION of the Petitioner(s) presented to the High Court OF Gujarat at Ahmedabad on 29/01/2018 praying in para

9. (A) Declare para 5 of the Press Note, bearing No. ECI/PN/80/2017, dated 25/10/2017, issued by the Election Commission of India (Respondent No. 2), providing for the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law,

AND WHEREAS Upon Hearing

NOTICE SERVED(4) for the RESPONDENT(s) No. 4 - 11

DELETED(20) for the RESPONDENT(s) No. 1 - 2

MR C B UPADHYAYA(3508) as ADVOCATE for the Respondent(s) No. 3

RAHUL SHARMA(8276) as ADVOCATE for the Petitioner(s) No. 1

The Hon'ble court has passed the following order

CORAM: HONOURABLE MR. JUSTICE A.J. DESAI

Date : 02/12/2022

ORAL ORDER

"By way of present petition under Sections 80 and 81 read with Section 100 of the Representation of Peoples Act, 1951, the

FINAL WRIT - OJ

REP 19 2018

petitioner has prayed as under:

"A. Declare para 5 of the Press Note, bearing No.ECI/PN/80/2017, dated 25.10.2017, issued by the Election Commission of India (Respondent No.2), providing the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;

.....  
In view of the fact that the election of Dabhoi Legislative Assembly Constituency is scheduled on 01.12.2022, present election petition would not survive and is accordingly disposed of. Notice of summons is discharged."

(A copy of oral order dated 02/12/2022 is enclosed herewith)

Order Accordingly.....

Witness ARAVIND KUMAR, Esquire the CHIEF JUSTICE at Ahmedabad  
aforesaid this 02nd day of December, 2022

By the Court

DEPUTY/ASSISTANT REGISTRAR

This 7 Day Of December, 2022

THE HIGH COURT  
OF GUJARAT

C/EP/19/2018

ORDER DATED: 02/12/2022

## IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

## R/ELECTION PETITION NO. 19 of 2018

SIDDHARTH CHIMANBHAI PATEL S/O. CHIMANBHAI PATEL

Versus

SUB DIVISION OFFICER, DABHOI CUM RETURNING OFFICER &amp; 10 other(s)

## Appearance:

RAHUL SHARMA(8276) for the Petitioner(s) No. 1

DELETED for the Respondent(s) No. 1,2

MR C B UPADHYAYA(3508) for the Respondent(s) No. 3

NOTICE SERVED for the Respondent(s) No. 10,11,4,5,6,7,8,9

CORAM:HONOURABLE MR. JUSTICE A.J.DESAI

Date : 02/12/2022  
ORAL ORDER

By way of present petition under Sections 80 and 81 read with Section 100 of the Representation of Peoples Act, 1951, the petitioner has prayed as under:

"A. Declare para 5 of the Press Note, bearing No.ECI/PN/80/2017, dated 25.10.2017, issued by the Election Commission of India (Respondent No.2), providing the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;

B. Declare the Press Note, bearing No.ECI/PN/90/2017, dated 08.12.2017, issued by the Election Commission of India (Respondent No.2), providing for the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;

C. Set aside the election of Respondent No.3 (three) to the Gujarat Legislative Assembly at the elections held in December, 2017, results of which were declared on 18.12.2017 (Eighteenth December Two

C/EP/19/2018

ORDER DATED: 02/12/2022

Thousand Seventeen);

D. Allow the petitioner to apply to Respondent No.1 for counting of votes polled through Voter Verifiable Paper Audit Trail (VVPAT) for all or any EVM as per Rule 56D of the Conduct of Election Rules, 1961, and further direct Respondent No.1 to take further action on the application as per Rule 56D of the Conduct of Election Rules, 1961, including the declaration of the returning candidate by considering the votes counted through the VVPATs;

E. Direct the Respondents to provide to the petitioner a copy of the log of the Control Units of the EVMs deployed at the 256 polling booths in 140 – Dabhoi Legislative Assembly Constituency;

F. By way of interim relief, direct the Respondents to preserve all election-related records, including the printed slips from VVPATs and electronic records, till the disposal of this petition;

In view of the fact that the election of Dabhoi Legislative Assembly Constituency is scheduled on 01.12.2022, present election petition would not survive and is accordingly disposed of. Notice of summons is discharged.

Sd/-  
(A.J. DESAI, J.)

Ajay

-----

**ELECTION COMMISSION OF INDIA**

Nirvachan Sadan, Ashoka Road, New Delhi-110001

Dated: 27<sup>th</sup> February, 2023

08 Phalguna, 1944 (Saka)

**NOTIFICATION**

No. 82/GJ-LA/(22/2018)/2023 - In pursuance of Section 106 of the representation of the People Act, 1951 (43 of 1951), the Election Commission hereby publishes the Judgment order dated 23.12.2022 of the High Court of Gujarat at Ahmedabad in the Election Petition No. 22 of 2018 (Nathabhai Prabhudas Patel Vs. Dy. District Development Officer(Panchayat)).

(HERE PRINT THE ORDER ATTACHED)

By order,



JAYDEB LAHIRI

SECRETARY

ELECTION COMMISSION OF INDIA

## भारत निर्वाचन आयोग

निर्वाचन सदन, अशोक रोड, नई दिल्ली – 110 001

तारीख: 27 फरवरी, 2023

08 फाल्गुन, 1944(शक)

### अधिसूचना

सं.: 82/गुज०-वि०स०/(22/2018)/2023- लोक प्रतिनिधित्व अधिनियम, 1951 (1951 का 43) की धारा 106 के अनुसरण में, भारत निर्वाचन आयोग, 2018 की निर्वाचन याचिका सं. 22 में अहमदाबाद में गुजरात उच्च न्यायालय के दिनांक 23.12.2022 के निर्णय/आदेश को एतद्वारा प्रकाशित करता है। (नाथाभाई प्रभुदास पटेल विरुद्ध उप जिला विकास पदाधिकारी (पंचायत))

(संलग्न निर्णय/ आदेश यहाँ छापें)

आदेश से,

जयदेब लाहिड़ी

जयदेब लाहिड़ी

सचिव

भारत निर्वाचन आयोग



FINAL WRIT - OJ

R/EP:22/2018

Despatch No.: 0/ 309282/2022

Date: 22.12.2022

~~TO BE RETURNED TO THIS COURT DULY SERVED/TO BE SERVED UPON~~  
 Petitioner(s)/Respondent(s) Addressee - )

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

(ORIGINAL JURISDICTION)

R/ELECTION PETITION NO. 22 OF 2018

(Converted from EP/212/2018 dated 08/02/2018)

NATHABHAI PRABHUDAS PATEL S/O PRABHUDAS PATEL ---- Petitioner(s)  
 V/S

DY DISTRICT DEVELOPMENT OFFICER(PANCHAYAT)(DELETED AS PER COURT  
 ORDER DT 20.12.21 IN EA 9 OF 20) & 14 ---- Respondent(s)

To,

- |   |   |   |   |
|---|---|---|---|
| 1 | NATHABHAI PRABHUDAS PATEL S/O<br>PRABHUDAS PATEL<br>AT VILL: UBKHAL, TALUKA VIJAPUR,<br>DISTRICT MAHESANA   | 1 | DY DISTRICT DEVELOPMENT<br>OFFICER(PANCHAYAT)(DELETED AS<br>PER COURT ORDER DT 20.12.21 IN EA<br>9 OF 20)<br>RETURNING OFFICER, 26-VIJAPUR,<br>ASSEMBLY CONSTITUENCY DISTRICT<br>PANCHAYAT OFFICE, VISNAGAR<br>ROAD, MAHESANA |
| 2 | ELECTION COMMISSION OF INDIA<br>(DELETED AS PER COURT ORDER DT<br>20.12.21 IN EA 9 OF 20)<br>NIRVACHAN SADAN, ASHOKA ROAD,<br>NEW DELHI-110001, THRO LD.<br>STANDING COUNCEL FOR THE<br>ELECTION COMMISSION OF INDIA IN<br>THE HON'BLE HIGH COURT OF<br>GUJARAT, AT AHMEDABAD | 3 | RAMANBHAI DHULABHAI PATEL S/O<br>DHULABHAI PATEL<br>AT AND POST: HIRPURA, TALUKA<br>VIJAPUR, DISTRICT MAHESANA  |
| 4 | NARENDRAKUMAR GANDABHAI<br>PATEL S/O GANDABHAI PATEL<br>UMIYANAGAR, VILLAGE: MALESAN,<br>TALUKA VIJAPUR, DISTRICT<br>MAHESANA   | 5 | VASUDEV TRIBHOVANDAS PARMAR<br>S/O TRIBHOVANDAS PARMAR<br>37, RAMDEVNAGAR SOCIETY,<br>VISNAGAR LINK ROAD, MAHESANA  |
| 6 | TEJASKUMAR TULSIBHAI PATEL S/O<br>TULSIBHAI PATEL   | 7 | MAHENDRAKUMAR KHODIDAS PATEL<br>NAVA HARSIDDHPURA, AT LADOL,  |

Ex /m/1  
21/2

R. K. Kausar  
21/01/23

5120827-3/6  
03/01/23

FINAL WRIT - OJ

R/EP/22/2018

HOUSE NO 6, MADHUVAN  
BUNGALOWS, PATAN ROAD,  
UNJHA, DISTRICT MAHESANA

TALUKA VIJAPUR, DISTRICT  
MAHESANA

8 VISHNUBHAI PUNJABHAI PATEL S/O  
PUNJABHAI PATEL  
BEHIND HANUMANJIVAS  
SANGHPUR(VAJAPUR), TALUKA  
VIJAPUR, DISTRICT MAHESANA

9 SATISHBHAI JAYANTIBHAI PATEL S/O  
JAYANTIBHAI PATEL  
918, NAVIN PATEL PARU PRAJAPATI,  
DEVADA, TALUKA VIJAPUR, DISTRICT  
MAHESANA

10 SADIKBHAI AHMADBHAI KURESHI  
S/O AHMADBHAI KURESHI  
MUMANVADO, VIJAPUR, TALUKA  
VIJAPUR, DISTRICT MAHESANA

11 VINUJI KANTIJI THAKOR S/O KANTIJI  
THAKOR  
AT AND POST: LADOL, TALUKA  
VIJAPUR, DISTRICT MAHESANA

12 BABUJI RANCHHODJI DEVDA S/O  
RANCHHODJI DEVDA  
MOTO THAKORVAS, AT AND POST:  
LADOL, TALUKA VIJAPUR, DISTRICT  
MAHESANA

13 BIPINKUMAR MAFATLAL PATEL S/O  
MAFATLAL PATEL  
UMIYA SOCIETY, GAVADA ROAD, AT  
AND POST: LADOL, TALUKA  
VIJAPUR, DISTRICT MAHESANA

14 SUHIT ASHOKKUMAR MODI S/O  
ASHOKKUMAR MODI  
KASHIPURA, NEAR MAKRANI  
DARWAJA, TALUKA  
VIJAPUR, DISTRICT MAHESANA

15 UPENDRASINH NAVUJI VIHOL S/O  
NAVUJI VIHOL  
PIVAJI, TALUKA VIJAPUR, DISTRICT  
MAHESANA

THE HIGH COURT  
OF GUJARAT

To,

1/- THE UNDER SECRETARY  
(ELECTION)  
OFFICE OF THE CHIEF  
ELECTRAL OFFICER,  
GENERAL ADMINISTRATION  
DEPARTMENT (ELECTION  
DIVISION), SARDAR BHAVAN,  
BLOCK NO. 7, 2ND FLOOR,  
SACHIVALAYA  
GANDHINAGAR

2 - HONOURABLE SPEAKER,  
GUJARAT LEGISLATIVE  
ASSEMBLY,  
GANDHINAGAR

WHEREAS the above ELECTION PETITION of the Petitioner(s) presented to the High Court OF Gujarat at Ahmedabad on 30/01/2018 praying in para

9. A. Declare para 5 of the Press Note, bearing No. ECI/PN/80/2017, dated 25.10.2017, issued by the Election Commission of India (Respondent No. 2), providing for the verification of votes of only one EVM with the VVPAT per constituency, as void ab initio and non est in the eyes of law;

AND WHEREAS Upon Hearing

NOTICE SERVED(4) for the RESPONDENT(s) No. 4 - 15

DELETED(20) for the RESPONDENT(s) No. 1 - 2

MR. RAHUL R DHOLAKIA(6765) as ADVOCATE for the Respondent(s) No. 3

RAHUL SHARMA(8276) as ADVOCATE for the Petitioner(s) No. 1

The Hon'ble court has passed the following order

CORAM:HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI

Date : 23/12/2022

ORAL ORDER

"1. Learned Advocate for the petitioner submits that during the pendency of the present petition, the election of Gujarat Legislative Assembly for Vijapur Constituency has concluded on 05.12.2022 and in view of the above development, present election petition does not survive and he seeks permission to withdraw this petition.

3. In view of the above, this petition stands disposed of, as WITHDRAWN. Notice of summons is discharged."

सत्यमेव जयते

THE HIGH COURT  
OF GUJARAT

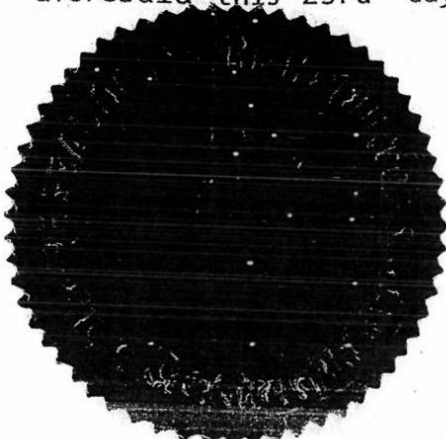
Order Accordingly.....

Witness ARAVIND KUMAR, Esquire the CHIEF JUSTICE at Ahmedabad  
aforesaid this 23rd day of December, 2022

By the Court

DEPUTY/ASSISTANT REGISTRAR

This 23 Day Of December, 2022



C/EA/2/2019

ORDER DATED: 23/12/2022

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD  
R/ELECTION APPLICATION NO. 2 of 2019

=====

RAMANBHAI DHULABHAI PATEL S/O DHULABHAI PATEL  
Versus  
NATHABHAI PRABHUDAS PATEL S/O PRABHUDAS PATEL

=====

## Appearance:

MR. RAHUL R DHOLAKIA(6765) for the Applicant(s) No. 1  
for the Respondent(s) No. 3

MR. SAHIL M SHAH(6318) for the Respondent(s) No. 2

NOTICE SERVED for the Respondent(s) No. 10,11,12,13,14,15,4,5,7,8,9

NOTICE UNSERVED for the Respondent(s) No. 6

RAHUL SHARMA(8276) for the Respondent(s) No. 1

=====

CORAM: **HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI**

Date : 23/12/2022

ORAL ORDER

1. In view of the disposal of the main matter, i.e. Election Petition No. 22 of 2018, this application shall not survive.

2. This application stands **DISPOSED** OF, accordingly. Notice of summons is discharged.

(VIPUL M. PANCHOLI, J)

UMESH/-

C/EP/22/2018

ORDER DATED: 23/12/2022

## IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

## R/ELECTION PETITION NO. 22 of 2018

NATHABHAI PRABHUDAS PATEL S/O PRABHUDAS PATEL

Versus

DY DISTRICT DEVELOPMENT OFFICER(PANCHAYAT)(DELETED AS PER  
COURT ORDER DT 20.12.21 IN EA 9 OF 20) & 14 other(s)

## Appearance:

RAHUL SHARMA(8276) for the Petitioner(s) No. 1

DELETED for the Respondent(s) No. 1,2

MR. RAHUL R DHOLAKIA(6765) for the Respondent(s) No. 3

NOTICE SERVED for the Respondent(s) No. 10,11,12,13,14,15,4,5,6,7,8,9

CORAM:**HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI**

Date : 23/12/2022

ORAL ORDER

1. Learned Advocate for the petitioner submits that during the pendency of the present petition, the election of Gujarat Legislative Assembly for Vijapur Constituency has concluded on 05.12.2022 and in view of the above development, present election petition does not survive and he seeks permission to withdraw this petition.

3. In view of the above, this petition stands disposed of, as **WITHDRAWN**. Notice of summons is discharged.

(VIPUL M. PANCHOLI, J)

UMESH/-

FINAL WRIT - OJ

R.EA 2/2019

Despatch No.: 0/ 309312/2022

Date: 27.12.2022

TO BE RETURNED TO THIS COURT DULY SERVED/TO BE SERVED UPON

Applicant(s)/Respondent(s) Adg. See - 1

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD.

(ORIGINAL JURISDICTION)

R/ELECTION APPLICATION NO. 2 OF 2019

(Converted from EA/1617/2019 dated 28/01/2019)

RAMANBHAI DHULABHAI PATEL S/O DHULABHAI PATEL ---- Applicant(s),  
V/S

NATHABHAI PRABHUDAS PATEL S/O PRABHUDAS PATEL ---- Respondent(s)

To,

- |   |   |   |  |
|---|---|---|--|
| 1 | RAMANBHAI DHULABHAI PATEL S/O<br>DHULABHAI PATEL<br>AT AND POST- HIRPURA, TALUKA<br>VIJAPUR, DISTRICT MAHESANA  | 1 | NATHABHAI PRABHUDAS PATEL S/O<br>PRABHUDAS PATEL<br>AT VILL- UBKHAL, TALUKA VIJAPUR,<br>DISTRICT MAHESANA  |
| 2 | DEPUTY DISTRICT DEVELOPMENT<br>OFFICER(PANCHAYAT) AND<br>RETURNING OFFICER,<br>26-VIJAPUR ASSEMBLY<br>CONSTITUENCY DISTRICT<br>PANCHAYAT OFFICE, VISNAGAR<br>ROAD, MAHESANA | 3 | ELECTION COMMISSION OF INDIA<br>NIRVACHAN SADAN, ASHOKA ROAD,<br>NEW DELHI-110001, THRO LD.<br>STANDING COUNCEL FOR THE<br>ELECTION COMMISSION OF INDIA IN<br>THE HON'BLE HIGH COURT OF<br>GUJARAT, AT AHMEDABAD |
| 4 | NARENDRAKUMAR GANDABHAI<br>PATEL S/O GANDABHAI PATEL<br>UMIYANAGAR, VILLAGE- MALESAN,<br>TALUKA VIJAPUR, DISTRICT<br>MAHESANA   | 5 | VASUDEV TRIBHOVANDAS PARMAR<br>S/O TRIBHOVANDAS PATEL<br>37, RAMDEVNAGAR SOCIETY,<br>VISNAGAR LINK ROAD, MAHESANA  |
| 6 | TEJASKUMAR TULSIBHAI PATEL S/O<br>TULSIBHAI PATEL<br>HOUSE NO 6, MADHUVAN<br>BUNGALOWS, PATAN ROAD,<br>UNJHA, DISTRICT MAHESANA   | 7 | MAHENDRAKUMAR KHODIDAS PATEL<br>S/O KHODIDAS PATEL<br>NAVA HARSIDDHPURA, AT LADOL,<br>TALUKA VIJAPUR, DISTRICT<br>MAHESANA   |
| 8 | VISHNUBHAI PUNJABHAI PATEL S/O<br>PUNJABHAI PATEL<br>BEHIND HANUMANJIVAS  | 9 | SATISHBHAI JAYANTIBHAI PATEL S/O<br>JAYANTIBHAI PATEL<br>918. NAVIN PATEL PARU PRAJAPATI.  |

(66)

FINAL WRIT - OJ

R/EA/2/2019

SANGHPUR(VAJAPUR), TALUKA  
VIJAPUR, DISTRICT MAHESANA

DEVADA, TALUKA VIJAPUR, DIST. CT  
MAHESANA

10 SADIKBHAI AHMADBHAI KURESHI  
S/O AHMADBHAI KURESHI  
MUMANVADO, VIJAPUR, TALUKA  
VIJAPUR, DISTRICT MAHESANA

11 VINUJI KANTIJI THAKOR S/O KANTIJI  
THAKOR  
AT AND POST-LADOL, TALUKA  
VIJAPUR, DISTRICT MAHESANA

12 BABUJI RANCHHODJI DEVDA S/O  
RANCHHODJI DEVDA  
MOTO THAKORVAS, AT AND POST-  
LADOL, TALUKA VIJAPUR, DISTRICT  
MAHESANA

13 BIPINKUMAR MAFATLAL PATEL S/O  
MAFATLAL PATEL  
UMIYA SOCIETY, GAVADA ROAD, AT  
AND POST- LADOL, TALUKA  
VIJAPUR, DISTRICT MAHESANA

14 SUHIT ASHOKKUMAR MODI S/O  
ASHOKKUMAR MODI  
KASHIPURA, NEAR MAKRANI  
DARWAJA, TALUKA  
VIJAPUR, DISTRICT MAHESANA

15 UPENDRASINH NAVUJI VIHOL S/O  
NAVUJI VIHOL  
PIVAJI, TALUKA VIJAPUR, DISTRICT  
MAHESANA

To,

1 - THE UNDER SECRETARY (ELECTION)  
OFFICE OF THE CHIEF  
ELECTORAL OFFICER,  
GENERAL ADMINISTRATION  
DIVISION)  
SARDAR BHAVAN BLOCK NO. 7,  
2ND FLOOR, SACHIVALAYA,  
GANDHINAGAR

2 - HONOURABLE SPEAKER  
GUJARAT LEGISLATIVE  
ASSEMBLY,  
GANDHINAGAR

WHEREAS the above ELECTION APPLICATION of the  
Applicant(s) presented to the High Court OF Gujarat at Ahmedabad on  
17/01/2019 praying in para

15 (B) This Honourable Court may kindly be pleased to reject the  
aforesaid Election Petition for mis-joinder of cause of action and  
/ or in the alternative be pleased to reject the petition in so  
far as the prayer contained therein is paragraph 9 (A) , (B), (D),  
(E), (F), in the interest of justice;

FINAL WRIT - OJ

R EA 2 2019

AND WHEREAS Upon Hearing  
NOTICE SERVED(4) for the RESPONDENT(s) No. 4 - 5 , 7 - 15  
NOTICE UNSERVED(8) for the RESPONDENT(s) No. 6  
MR. SAHIL M SHAH(6318) as ADVOCATE for the Respondent(s) No. 2  
MR. RAHUL R DHOLAKIA(6765) as ADVOCATE for the Applicant(s) No. 1  
RAHUL SHARMA(8276) as ADVOCATE for the Respondent(s) No. 1  
The Hon'ble court has passed the following order

CORAM: HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI  
Date : 23/12/2022

ORAL ORDER

"1. In view of the disposal of the main matter, i.e.  
Election Petition No. 22 of 2018, this application  
shall not survive.

2. This application stands DISPOSED OF,  
accordingly. Notice of summons is discharged."

Order Accordingly.....

Witness ARAVIND KUMAR, Esquire, the CHIEF JUSTICE at Ahmedabad  
aforesaid this 23rd day of December, 2022

By the Court

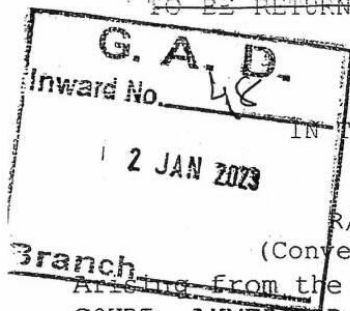
DEPUTY/ASSISTANT REGISTRAR

THE HIGH COURT  
OF GUJARAT  
This 23rd Day Of December, 2022



FINAL WRIT - OJ

R/EA/3/2019

Despatch No.: O/ 309332/2022  
Date: 22.12.2022~~TO BE RETURNED TO THIS COURT DULY SERVED/TO BE SERVED UPON~~  
Applicant(s)/Respondent(s) Address see - )

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

(ORIGINAL JURISDICTION)

R/ELECTION APPLICATION NO. 3 OF 2019

(Converted from EA/1615/2019 dated 29/01/2019)

Arising from the order dated null passed by the , GUJARAT HIGH COURT, AHMEDABAD, District AHMEDABAD in R/ELECTION PETITION NO. 22 of 2018

RAMANBHAI DHULABHAI PATEL S/O. DHULABHAI PATEL ---- Applicant(s)  
V/SNATHABHAI PRABHUDAS PATEL S/O. PRABHUDAS PATEL ----  
Respondent(s)

To,

- |   |  |   |  |
|---|--|---|--|
| 1 | RAMANBHAI DHULABHAI PATEL S/O.<br>DHULABHAI PATEL<br>AT. AND PO. HIRPURA TAL.<br>VIJALPUR, DIST. MAHESANA  | 1 | NATHABHAI PRABHUDAS PATEL S/O.<br>PRABHUDAS PATEL<br>VIL. BUKHAL, TAL. VIJALPUR, DIST.<br>MAHESANA   |
| 2 | DY. DISTRICT DEVELOPMENT<br>OFFICER (PANCHAYAT) AND<br>RETURNING OFFICER<br>26-VIJAPUR ASSEMBLY<br>CONSTITUENCY DISTRICT<br>PANCHAYAT OFFICE, VISNAGAR<br>ROAD, MAHESANA | 3 | ELECTION COMMISSION OF INDIA<br>THRO LD. STANDING COUNCEL FOR<br>THE ELECTION COMMISSION OF<br>INDIA IN THE HON'BLE HIGH COURT<br>OF GUJARAT, AT AHMEDABAD<br>NIRVACHAN SADAN, ASHOKA ROAD,<br>NEW DELHI |
| 4 | NARENDRAKUMAR GANDABHAI<br>PATEL S/O GANDABHAI PATEL<br>UMIYANAGAR, VILLAGE. MALESAN,<br>TALUKA VIJAPUR, DISTRICT<br>MAHESANA  | 5 | VASUDEV TRIBHOVANDAS PARMAR<br>S/O TRIBHOVANDAS PARMAR<br>37, RAMDEVNAGAR SOCIETY,<br>VISNAGAR LINK ROAD, MAHESANA   |
| 6 | TEJASKUMAR TULSIBHAI PATEL S/O<br>TULSIBHAI PATEL<br>OUSE NO 6, MADHUVAN<br>BUNGALOWS, PATAN ROAD,<br>UNJHA. DISTRICT MAHESANA   | 7 | MAHENDRAKUMAR KHODIDAS PATEL<br>S/O. KHODIDAS PATEL<br>NAVA HARSIDDHPURA, AT LADOL,<br>TALUKA VIJAPUR, DISTRICT<br>MAHESANA  |

Y. S. Mehta  
2/12R. K. Mehta  
23/01/23309332-2/22  
03/01/23

FINAL WRIT - OJ

R/EA/3/2019

- |  |  |
|--|--|
| <p>8 VISHNUBHAI PUNJABHAI PATEL S/O<br/>PUNJABHAI PATEL<br/>BEHIND HANUMANJIVAS<br/>SANGHPUR(VAJAPUR), TALUKA<br/>VIJAPUR, DISTRICT MAHESANA</p> <p>10 SADIKBHAI AHMADBHAI KURESHI<br/>S/O AHMADBHAI KURESHI<br/>MUMANVADO, VIJAPUR, TALUKA<br/>VIJAPUR, DISTRICT MAHESANA</p> <p>12 BABUJI RANCHHODJI DEVDA S/O<br/>RANCHHODJI DEVDA<br/>MOTO THAKOR VAS, AT AND POST.<br/>LADOL, TALUKA VIJAPUR, DISTRICT<br/>MAHESANA</p> <p>14 SUHIT ASHOKKUMAR MODI S/O<br/>ASHOKKUMAR MODI<br/>KASHIPURA, NEAR MAKHRANI<br/>DARWAJA, TALUKA<br/>VIJAPUR, DISTRICT MAHESANA</p> | <p>9 SATISHBHAI JAYANTIBHAI PATEL S/O<br/>JAYANTIBHAI PATEL<br/>918, NAVIN PATEL PARU PRAJAPATI,<br/>DEVADA, TALUKA VIJAPUR, DISTRICT<br/>MAHESANA</p> <p>11 VINUJI KANTIJI THAKOR S/O KANTIJI<br/>THAKOR<br/>AT AND POST. LADOL, TALUKA<br/>VIJAPUR, DISTRICT MAHESANA</p> <p>13 BIPINKUMAR MAFATLAL PATEL S/O<br/>MAFATLAL PATEL<br/>UMIYA SOCIETY, GAVADA ROAD, AT<br/>AND POST. LADOL, TALUKA<br/>VIJAPUR, DISTRICT MAHESANA</p> <p>15 UPENDRASINH NAVUJI VIHOL S/O<br/>NAVUJI VIHOL<br/>PIVVAI, TALUKA VIJAPUR, DISTRICT<br/>MAHESANA</p> |
|--|--|

To,

1/- THE UNDER SECRETARY (ELECTION)  
OFFICE OF THE CHIEF ELECTORAL OFFICER,  
GENERAL ADMINISTRATION  
DEPARTMENT (ELECTION  
DIVISION),  
SARDAR BHAVAN, BLOCK NO.  
7, 2ND FLOOR, SACHIVALAYA,  
GANDHINAGAR

2/- HONOURABLE SPEAKER  
GUJARAT LEGISLATIVE  
ASSEMBLY  
GANDHINAGAR

WHEREAS the above ELECTION APPLICATION of the Applicant(s) presented to the High Court OF Gujarat at Ahmedabad on 17/01/2019 praying in para

8. (B) This Honourable Court may kindly be pleased to reject the aforesaid Election Petition as being barred by the provisions of Order 7 Rule 11(c) and (d) and also provisions of Section 86 read with Section 81, 82, 83, 84 of the Representation of the Peoples

FINAL WRIT - OJ

R.EA/32019

Act, 1951 and may further be pleased to dismiss the aforesaid petition with immediate effect;

AND WHEREAS Upon Hearing

NOTICE SERVED(4) for the RESPONDENT(s) No. 1 - 2 , 4 - 5 , 7 - 15

NOTICE UNSERVED(8) for the RESPONDENT(s) No. 6

MR. RAHUL R DHOLAKIA(6765) as ADVOCATE for the Applicant(s) No. 1

The Hon'ble court has passed the following order

CORAM:HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI

Date : 23/12/2022

ORAL ORDER

"1. In view of the disposal of the main matter, i.e. Election Petition No. 22 of 2018, this application shall not survive.

2. This application stands DISPOSED OF, accordingly. Notice of summons is discharged."

Order Accordingly.....

Witness ARAVIND KUMAR, Esquire the CHIEF JUSTICE at Ahmedabad aforesaid this 23rd day of December, 2022

By the Court

DEPUTY/ASSISTANT REGISTRAR

This 16/12 Day Of December, 2022

THE HIGH COURT  
OF GUJARAT

